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August 25, 2022

Re: Unique Logistics International (NYC), LLC v. Oberholzer et al.  
Docket No.: 1:22-cv-02313-CBA-TAM

Dear Judge Amon:

Pursuant to Rule 3(D)(ii) of Your Honor's Individual Motion Practices and Rules, enclosed please find a full set of courtesy copies of the motion papers, which have been electronically filed in the above-referenced matter, including:

1. Defendants' Moving Papers:

- a. Notice of Motion;
- b. Memorandum of Law in support of Motion to Dismiss;
- c. Declaration of Howard Steel in support of Motion to Dismiss; and
- d. Exhibits A-F annexed to the Steel Declaration:
  - i. Exhibit A Non-Exclusive Charter Service Agreement Form
  - ii. Exhibit B Plaintiff's Request and Demand for Arbitration
  - iii. Exhibit C Jet LLC's Answer to Arbitration Request
  - iv. Exhibit D Plaintiff's Reply to Counterclaim
  - v. Exhibit E Plaintiff's Amended Request and Demand for Arbitration
  - vi. Exhibit F Terms of Reference

2. Plaintiff's Opposition Papers:

- a. Plaintiff's Memorandum of Law in Opposition to the Motion to Dismiss;
- b. Declaration of Sunandan Ray in opposition to the Motion to Dismiss;
- c. Declaration of Steven Ross in opposition to the Motion to Dismiss;
- d. Declaration of Marc Schlossberg in opposition to the Motion to Dismiss; and
- e. Exhibits A-T in support of the above-mentioned declarations:
  - i. Exhibit A Filed Complaint
  - ii. Exhibit B 11.26.21 B Oberholzer Email to Unique w draft CSA
  - iii. Exhibit C Proposed CSA annexed to 11.26 BO email
  - iv. Exhibit D 11.26.21 B Oberholzer email with Invoice
  - v. Exhibit E JETT Invoice Sent 11.26.21
  - vi. Exhibit F CSA Executed by M Oberholzer
  - vii. Exhibit G Unique v JETT Request for Arbitration ICC
  - viii. Exhibit H Respondent's Answer ICC 26807PDP
  - ix. Exhibit I ICC 26807 Draft TOR SR proposed edits 4.6.22
  - x. Exhibit J Ross Email
  - xi. Exhibit K Niel Joubert April 13, 2022 Email
  - xii. Exhibit L Astral Aviation Website \_ Fraud Alert
  - xiii. Exhibit M Astral fraud alert on LinkedIn



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- xiv. Exhibit N Twitter Astral fraud alert
- xv. Exhibit O Claimant Unique Amended ICC Arb Demand
- xvi. Exhibit P Respondent's Answer to Additional Claims ICC 26807PDP
- xvii. Exhibit Q Oberholzer Federal Indictment-21CR475-Copy
- xviii. Exhibit R CSA NOV 23 2021
- xix. Exhibit S Invoice #1 Nov 23
- xx. Exhibit T JFK Email Dec 8 - Jul 31 2022 - 5-07 PM

3. Defendants' Reply Memorandum in Support of Defendants' Motion to Dismiss

Respectfully submitted,

/s/ Howard S. Steel

Howard S. Steel

*Counsel For Defendants Barend Oberholzer and Marcell Oberholzer*

cc:

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*Counsel for Plaintiff Unique Logistics International (NYC), LLC*

Via Electronic Mail and First-Class Mail Cover Letter Only

U.S. Magistrate Judge Taryn A. Merkl  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East, Chambers 317 North  
Brooklyn, New York

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